

November 1, 1938.

Arizona Corporation Commission,
Capitol Annex,
Phoenix, Arizona.

Attention: Mr. E. Stephenson.

Dear Sir:

LAW LIBRARY
ARIZONA ATTORNEY GENERAL

Replying to your letter of October 26, 1938, requesting our opinion as to whether a foreign corporation, which files a certified copy of its articles of incorporation, or does some other act looking toward qualifying to do business in this state and securing of a license so to do, is liable to pay the fee called for in Section 662, where said act occurred prior to June 30, and the license to do business is not issued until subsequent to June 30.

Please be advised that it is our opinion that such corporation would not be liable for the report and fee provided for in Section 662, Revised Code of Arizona, 1928, unless a license had been issued and the corporation was doing business in the state, or holding itself out as ready to do business. Under our code a foreign corporation is not permitted to do business within the state until it secures a license. It is to be presumed, in the absence of other proof, that people and corporations obey the law; and we, therefore, in arriving at this opinion presume that corporations you have reference to do not actually do business within the State of Arizona until they secure a license so to do.

Yours very truly,

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EARL ANDERSON,
Special Assistant
Attorney General.

JOE CONWAY,
Attorney General.

EDWARD P. CLINE,
Assistant Attorney General.